

**CITY OF KINGMAN  
MEETING OF THE COMMON COUNCIL  
Council Chambers  
310 N. 4<sup>th</sup> Street**

**6:00 P.M.**

**AGENDA**

**Monday, December 21, 2009**

**REGULAR MEETING**

**CALL TO ORDER & ROLL CALL**

**INVOCATION** will be given by Pastor Steve McCall, Desert Church of Christ

**PLEDGE OF ALLEGIANCE**

THE COUNCIL MAY GO INTO EXECUTIVE SESSION FOR LEGAL COUNSEL IN ACCORDANCE WITH A.R.S.38-431.03(A) 3 TO DISCUSS ANY AGENDA ITEM. THE FOLLOWING ITEMS MAY BE DISCUSSED, CONSIDERED AND DECISIONS MADE RELATING THERETO:

**1. APPROVAL OF MINUTES**

The Work Session Meeting minutes and the Regular Meeting minutes of December 7, 2009.

**2. AWARDS/RECOGNITION**

**The Organizers of the 5<sup>th</sup> Annual Dick Tomlin's Spirit of Triathlon Plaque Presentation**

The organizers of the 5<sup>th</sup> Annual Dick Tomlin's Spirit of Triathlon wish to thank the City of Kingman for its help and cooperation in making the event possible.

**3. CALL TO THE PUBLIC - COMMENTS FROM THE PUBLIC**

Those wishing to address the Council should fill out request forms in advance. Action taken as a result of public comments will be limited to directing staff to study the matter or rescheduling the matter for consideration and decision at a later time. Comments should be limited to no longer than 3 minutes.

**4. CONSENT AGENDA**

All matters listed here are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the CONSENT AGENDA and will be considered separately.

**a. Economic Development Marketing Commission (EDMC) Participation in University of Arizona Community Business Matching Grant Project**

Erik C. Glenn, Area Assistant Agent for Community Resource Development for the University of Arizona made a presentation to EDMC at its December 4, 2009 meeting. Mr. Glenn asked that EDMC participate in the project by conducting community surveys to help gather information for the project. **Staff recommends EDMC be allowed to participate in this project.**

**b. Expenditure of Funds**

The Court currently has a video system installed in one courtroom to hear cases involving defendants who are in custody. Additionally, the system allows for communication between Courts and other agencies. Given the increased demands for Court hearings, it is necessary to

install a video system in our second courtroom. The cost of this system is approximately \$8,000. Funds are available through our local Court Enhancement Fund. Pursuant to City Ordinance, the Council must appropriate the funds. **Staff recommends appropriation of funds for video system.**

**c. Amendment to the Agreement with Shephard Wesnitzer, Inc. (SWI) for Design Services for Bank Street Reconstruction, ENG 09-026**

City Council approved the original agreement with SWI for design services on the Bank St. Reconstruction project on June 1, 2009. SWI is requesting an amendment to the above agreement for some additional work on the project side streets amounting to \$3,360.00 per the attached proposal. Staff has reviewed this request and found it acceptable. **Staff recommends approval of an amendment to the SWI agreement in the amount of \$3,360.00.**

**d. Acceptance and Approval of Final Payment for the Bank Street and Gordon Traffic Signal (Eng07-022)**

City Council awarded the above project to Roadway Electric, Inc. at their June 1, 2009 meeting. The traffic signal was activated in early November, 2009 and the Contractor has completed the necessary punch list items for the acceptance of this project and the approval of the final pay request of \$14,526.00. **Staff recommends final acceptance of the Bank Street and Gordon Drive traffic signal project and approval of the final payment in the amount of \$14,526.00.**

**e. Consideration of Resolution No. 4651 Accepting the Improvements for Stockton Airway Center, Tract 6007 into the City Maintenance System**

This is a request from Stockton Airway Center, LLC, property owner, and Mohave Engineering Associates, project engineer, to accept the improvements for Stockton Airway Center, Tract 6007 into the City maintenance system. The final plat and improvements plans for Stockton Airway Center, Tract 6007 were approved by Resolution No. 4651 on November 5, 2007. All improvements for this subdivision were to be completed before recording the final plat as the method of assurance. The City of Kingman Engineering Department has inspected and confirmed that improvements associated with the above referenced subdivision have been satisfactorily installed in accordance with the approved plans and ordinances of the City of Kingman. **Staff recommends approving Resolution No. 4651.**

**f. Economic Development Marketing Commission (EDMC) Grant Opportunity**

A grant opportunity through the Arizona Department of Commerce has come to the attention of the EDMC. A total of \$104,000 is available to assist communities and counties in the economic development of general/comprehensive updates, market analysis, business retention and expansion efforts, evaluating community resources, tourism, business attraction, strategies that enhance community attractiveness, increase basic job opportunities, and investment in community growth. This grant application is due by January 11, 2009. **Recommend staff be directed to proceed with the application process.**

5. **NEW BUSINESS**

**Rental of Office Space in the Powerhouse by the Kingman Area Chamber of Commerce**

Kingman Area Chamber of Commerce President/CEO Beverly Liles has expressed interest in moving the Chamber's offices from their current location in the Powerhouse to the office space vacated by the City Attorney's Office, also in the Powerhouse. **Staff recommends renting the space to the Kingman Area Chamber of Commerce.**

6. **OLD BUSINESS**

**Request for Council Direction on a Proposed Annexation 2009-002, 1,580 Acres Located East of the Rattlesnake Wash Area, South of Airway Avenue Extended, North of I-40, in Sections 1 and 12 and a Portion of 13, Which Includes BLM Lands, all in T21N, R16 W**

The Development Services /City Planning Office has been working on an area plan for areas east of Rattlesnake Wash and the Vista Bella area, and north of I-40, and south of the Airport property. Included in this over seven square mile planning area are lands that the Council had expressed an interest in reviewing for possible annexation. These areas are between the taxing jurisdiction of the Pinon Pines Fire District on the east and the current City limits on the west. The possible annexation area is located north of I-40 and includes 1,580 acres including approximately 480 acres of BLM property. At this juncture, the staff requests Council direction if they wish to proceed with a process to review the pros and cons of annexing the area, and to initiate the formal process of annexation. The area is primarily undeveloped, with a few scattered houses, and a gravel pit. There are no water lines currently available for extensions in the area and, the closest sewer line is at least 1.5 miles away. Airway Avenue to the area is not improved. There are potentially over 100 property owners in the area. Currently Fire service into the area would be from Station 4 on Eastern and Karen or via the Airway. **Staff recommends that Council authorize the annexation effort go forward.**

7. **EXECUTIVE SESSION**

THE COUNCIL MAY GO INTO EXECUTIVE SESSION IN ACCORDANCE WITH A.R.S.38-431.03(A)(4) TO DISCUSS ANY AGENDA ITEM. THE FOLLOWING ITEMS MAY BE DISCUSSED, CONSIDERED AND DECISIONS MADE RELATING THERETO:

**MOU for Sale of Effluent to Hualapai Valley Solar LLC**

The City of Kingman has been approached by Hualapai Valley Solar regarding the sale of effluent produced by the upgraded Hilltop Wastewater Treatment Plant. The City of Kingman previously provided a non-binding letter indicating desire to provide the effluent. Hualapai Valley Solar is requesting a binding MOU to assist in their getting of the necessary approvals from the State. Pursuant to ARS 38-431.03(A)(4) the City Attorney advises the council go into executive session so that the City Attorney may provide legal advice and receive direction regarding the City's negotiation position. **Staff recommends Council go into executive session to discuss possible terms for negotiation of the MOU with Hualapai Valley Solar.**

8. **ANNOUNCEMENTS BY MAYOR, COUNCIL MEMBERS, CITY MANAGER**

If needed

**ADJOURNMENT**

**Posted**\_\_\_\_\_ **by**\_\_\_\_\_